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September 29, 2022

VIA ECF

The Honorable Gabriel W. Gorenstein
United States District Court
Southern District of New York
40 Foley Square
New York, NY 10007

Re: *Eckhart v. Fox News, LLC, et al.*; Case No. 20-cv-5593 (RA)(GWG)

Dear Judge Gorenstein:

This firm represents Defendant Ed Henry in the above-referenced matter. I am writing on behalf of all parties, including Plaintiff Jennifer Eckhart and Defendant Fox News, LLC, to respectfully request that the deadline for the completion of non-expert discovery be extended from today, September 29, 2022, to January 27, 2023. This discovery extension would require a change of other existing deadlines, as set forth below.

There is good cause for the extension of the discovery deadline as this additional time will be needed for the Parties to complete the review and exchange of documents, request any judicial intervention on outstanding discovery issues (to the extent necessary), and to complete non-expert depositions. Although the Parties have been diligently working toward the production of documents, the completion of ESI discovery has taken longer than expected and has delayed the Parties' ability to start depositions.

Accordingly, the Parties respectfully request that the following changes be made to the current discovery schedule:

- The current deadline of September 29, 2022 for the completion of non-expert discovery shall be extended to January 27, 2023;
- The current deadline of October 31, 2022 for disclosure of expert evidence shall be extended to February 28, 2023;

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- The current deadline of November 30, 2022 for disclosure of rebuttal expert evidence shall be extended to March 31, 2023;
- The current deadline of December 30, 2022 for completion of expert depositions shall be extended to April 28, 2023;
- The current deadline of February 17, 2023 for the filing of any motion for summary judgment shall be extended to June 23, 2023.

This is the Parties' second request for an extension of the discovery deadlines.

We thank the Court for its attention to this matter.

Respectfully submitted,

/s/ Catherine M. Foti
Catherine M. Foti